

ILLINOIS POLLUTION CONTROL BOARD  
August 6, 2015

PEOPLE OF THE STATE OF ILLINOIS,	)	
	)	
Complainant,	)	
	)	
v.	)	PCB 13-12
	)	(Enforcement - Air)
NACME STEEL PROCESSING, LLC,	)	
a Delaware limited liability company,	)	
	)	
Respondent.	)	
	)	

ORDER OF THE BOARD (by G.M. Keenan):

On September 5, 2012, the Office of the Attorney General, on behalf of the People of the State of Illinois (People), filed a one-count complaint against Nacme Steel Processing, LLC (respondent). The complaint concerns respondent's steel processing facility located at 429 West 127th Street, Chicago, Cook County. The parties now seek to settle without a hearing. For the reasons below, the Board directs the Clerk to provide public notice of the parties' stipulation, proposed settlement, and request for relief from the hearing requirement.

Under the Environmental Protection Act (Act) (415 ILCS 5 (2014)), the Attorney General may bring actions before the Board to enforce Illinois' environmental requirements on behalf of the People. *See* 415 ILCS 5/31 (2014); 35 Ill. Adm. Code 103. In this case, the People allege that respondent violated sections 39.5(5)(x), 39.5(6)(b), and 39.5(9)(b) of the Act (415 ILCS 5/39.5(5)(x), 39.5(6)(b), and 39.5(9)(b) (2014)). The People further allege that respondent violated these provisions by operating a major stationary source without a Clean Air Act Permit Program (CAAPP) permit.

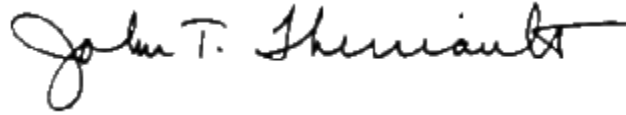
On July 23, 2015, the People and respondent filed a stipulation and proposed settlement, accompanied by a request for relief from the hearing requirement of Section 31(c)(1) of the Act (415 ILCS 5/31(c)(1) (2014)). This filing is authorized by Section 31(c)(2) of the Act (415 ILCS 5/31(c)(2) (2014)), which requires that the public have an opportunity to request a hearing whenever the State and a respondent propose settling an enforcement action without a public hearing. *See* 35 Ill. Adm. Code 103.300(a). Under the proposed stipulation, respondent does not affirmatively admit the allegations of violation the alleged violations and agrees to pay a civil penalty of \$7,500.

Unless the Board determines that a hearing is needed, the Board must cause notice of the stipulation, proposed settlement, and request for relief from the hearing requirement. Any person may file a written demand for hearing within 21 days after receiving the notice. If anyone files a timely written demand for hearing, the Board will deny the parties' request for relief and hold a

hearing. *See* 415 ILCS 5/31(c)(2) (2014); 35 Ill. Adm. Code 103.300(b), (c). The Board directs the Clerk to provide the required notice.

IT IS SO ORDERED.

I, John T. Therriault, Clerk of the Illinois Pollution Control Board, certify that the Board adopted the above order on August 6, 2015, by a vote of 5-0.

A handwritten signature in black ink that reads "John T. Therriault". The signature is written in a cursive style with a large initial "J" and a long horizontal stroke at the end.

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John T. Therriault, Clerk  
Illinois Pollution Control Board